

in liberality what has usually been allowed to foreigners by more firmly established communities, it must be remembered, that our former uncertain situation, has already constrained the government to make similar concessions by law in certain cases, as in that of land scrip, and that the standing invitations we have held out to foreigners to take an interest in the fortunes of Texas, impose on our sense of justice, an extension of liberality to those, who in taking such interest, have acquired equitable though not legal rights to a portion of our soil.

For the reasons above stated, I therefore offer the accompanying substitute, for the first section of the bill referred to, and recommend any alteration which its adoption may make needful in the succeeding sections.

NAVARRO.

On motion, Senate adjourned till to-morrow 9 o'clock A. M.

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SENATE CHAMBER, }  
 TUESDAY, March 24, 1846. }  
 10 o'clock, A. M.

Senate met pursuant to adjournment--roll called and a quorum present:

Journal of the preceeding day read and adopted.

Senator Hogg, chairman of the Judiciary committee, to whom was referred a bill defining the mode of conveying property in which the wife has an interest, reported that the majority of the committee are of opinion that the laws existing on that subject are ample, and therefore recommend the rejection of the bill.

Also, the petition of A. Houston--and ask to be discharged from the further consideration of the same.

Also, a bill to repeal the statutes on rents--and recommend its rejection.

Also, a bill to allow defendants to plead a partial failure of consideration, and recommends its passage.

Senator Jewett introduced a bill, to authorize the defendant in any case where an action is brought to try the titles to lands, to set forth any plea which it might be competent for the State to do; read 1st time.

Senator Parker introduced a bill, to organize the 2nd Judicial district; read 1st time.

Senator Bourland introduced a bill, to be entitled an act to establish the central rail-way company; read 1st time.

Senator Wallace introduced a bill, to allow land holders to pay the government dues thereon in specie; read 1st time.

Senator Bourland, Chairman of committee on county boundaries, to whom was referred the following bills.

A bill to create a new county out of part of the counties of Gonzales and Bexar.

A bill to define the boundaries of Matagorda county.

A bill better to define and fix the boundaries of the county of Victoria.

A bill defining the limits and boundaries of Jackson county.

A bill to create the county of Calhoun; and---

A bill to organize the county of Tyler---reported the same back to the Senate, and recommended their passage---

### ORDERS OF THE DAY.

Bill to repeal the laws relative to a board of Medical Censors; read 3d time, and rejected.

Bill to continue in office certain civil and military officers, commissioned under authority of the late Republic of Texas; read 2d time, and ordered to be engrossed.

Bill to authorize the Commissioner of the General Land Office, to issue patents where land scrip has been located in two surveys; ordered to be engrossed.

Bill to authorize the Commissioner of the General Land Office, to correct any errors in field notes; re-committed to committee on Judiciary.

Senator Wallace introduced a bill to allow owners of land sold for taxes, to redeem the same when purchased by government; read 1st time.

Bill to organize the militia; laid on the table.

Joint resolution for the sale of the public domain; read 2d time, and referred to Select Committee composed of Senators

McKinney, Bagby, Phillips, Parker and Wallace.

Bill to incorporate Duvall Academy; referred to committee on Education.

Bill to incorporate Lamar Academy; referred to the same committee.

Bill to establish the 2d Judicial district; referred to committee on Judiciary.

Bill to organize Probate Courts; referred to Judiciary Committee.

A message was received from the House, informing the Senate that the House had passed the following bills:

Bill to establish the county of Walker; bill to establish the county of Grimes; which were severally read 1st time.

Senator Jewett introduced a bill to establish the 3d Judicial District.

Bill to prescribe the time of the biennial meeting of the Legislature of the State of Texas; read 1st time.

Bill to incorporate the Grand Lodge of the Independent Order of Odd Fellows, of the State of Texas; read 1st time.

Bill to locate the county seat of Wharton county; read 1st time.

Bill to establish the county seat of Milam county; read 1st time.

The Senate refused to concur in the amendments of the House, to a bill prescribing and defining the time when all laws shall have and go into effect.

Senator Wallace moved to appoint a committee of conference—Lost.

Senate refused to recede from their amendments to a bill defining the duties of Comptroller, and Senators Phillips, Grimes, and Cuney were appointed a committee of conference.

Senator Phillips offered the following resolution.

“*Resolved*, That the Secretary keep a list of the bills that have been laid on the table, and that this list, be read each day after the orders of the day have been disposed of”—adopted.

Amendments of the House, to a bill to exclude from office—serving on juries, and from the right of suffrage persons convicted of certain high crimes &c. First and second amendments concurred in and refused to concur in the third.

The joint select committee to whom was referred the petitions of James Hamilton and others, made the following report:

*To the Hon. Edward Burleson,*

*President pro tem. of the Senate.*

A majority of the joint select committee to whom was referred the memorials of Wm. S. Whitmore, James Holford and James Hamilton, beg leave to report that, inasmuch, as the Legislature has manifested a determination not to examine, or pass upon any claims against the late Republic, but to refer them to a board of Commissioners, to be organized for that purpose; they ask leave to be discharged from the further consideration of the same, and they recommend that the memorialists have leave to withdraw their memorials with the accompany docu-

ments, and file them with the Comptroller of the Treasury, that they may be referred to said Board for final adjustment.

The committee also, beg leave to report the following resolution, and to recommend its adoption:

*Resolved*, That Gen. James Hamilton for his early support of the cause of Texas, and defence of the character of her citizens in the Senate of South Carolina, and for the zeal, ability and success with which he conducted her foreign negotiations, in procuring the recognition of her independence by the leading European powers, deserves the gratitude of the country, all of which is respectfully submitted.

J. G. McNEEL,  
W. M. WILLIAMS.

*Committee of the Senate.*

E. M. PEASE,  
A. McNEILL,  
V. E. HOWARD,  
W. H. BOURLAND.

*Committee of the House.*

Report adopted, and a substitute for the resolution offered by Senator McNeel, adopted; being "a joint resolution complimentary to Gen. James Hamilton."

On motion of Senator Wallace, a Bill for the relief of the heirs of Patsey Lewis was taken up.

Senator Wallace moved to refer the bill to a select committee.—Lost.

The yeas and nays being called on the engrossment of the bill stood thus:

*Yeas*—Senators, Bourland, Burleson, Jewett, Navarro, Parker and Williams—6.

*Nays*—Senators, Bagby, Brashear, Cuney, Grimes, Hogg, Kinney, McKinney, McNeel, Miller, Phillips, Robinson and Wallace—12. Rejected.

Senator Wallace gave notice, that he would move a reconsideration of the vote just taken, on to morrow.

Senate adjourned till 10 o'clock A. M. to morrow.